



1AP12 Rec'd PCT/PTO 26 APR 2007

Docket No. 207,802

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: WITTEVEEN ET AL. EXAMINER N/A

SERIAL NO.: 10/591,570 GROUP: N/A

FILED: August 31, 2006

FOR: PARTICULATE FLAVORING COMPOSITION

April 26, 2007

**RESPONSE TO NOTIFICATION OF MISSING  
REQUIREMENTS UNDER 35 U.S.C. 371**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT OF FILINGS BY EXPRESS MAIL 37 C.F.R. § 1.10**

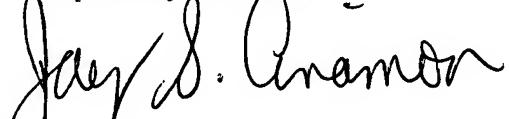
This correspondence is being deposited with the United States Postal Service on April 26, 2007 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number ER 059 678 485 US addressed to the Honorable Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**REMARKS**

In response to the Notification of Missing Requirements of April 16, 2007, copy enclosed, applicants submit herewith executed Declaration/Power of Attorney and a check in the amount of \$130.00 to cover the Large Entity surcharge.

Please charge any other fees which may be due to our Deposit Account No. 01-0035.

Respectfully submitted,

  
Jay S. Cinamon  
Attorney for Applicants  
Reg. No. 24,156

ABELMAN, FRAYNE & SCHWAB  
150 East 42<sup>nd</sup> Street, 10<sup>th</sup> Floor  
New York, New York 10017  
Tele: (212) 949-9022  
Fax: (212) 949-9190

05/02/2007 GFREY1 00000050 10591570

J1 FC:1617

130.00 OP



UNITED STATES PATENT AND TRADEMARK OFFICE

4-30-07  
PLT/8  
UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov



U.S. APPLICATION NUMBER NO.

10/591,570

FIRST NAMED APPLICANT

Frans Witteveen

ATTY. DOCKET NO.

207,802

INTERNATIONAL APPLICATION NO.

PCT/NL05/00160

I.A. FILING DATE

03/04/2005

PRIORITY DATE

03/04/2004

38137  
FRAYNE & SCHWAB  
666 THIRD AVENUE, 10TH FLOOR  
NEW YORK, NY 10017

DUE BY 6/16/2007

DOCKETED ON 4/23/07

DOCKETED WITHOUT FILE

CONFIRMATION NO. 6231  
371 FORMALITIES LETTER



\*OC000000023391596\*

ATTORNEY JSC

Date Mailed: 04/16/2007

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/31/2006
- Copy of the International Search Report filed on 08/31/2006
- Copy of IPE Report filed on 08/31/2006
- Preliminary Amendments filed on 08/31/2006
- Information Disclosure Statements filed on 03/22/2007
- Oath or Declaration filed on 08/31/2006
- Request for Immediate Examination filed on 08/31/2006
- U.S. Basic National Fees filed on 08/31/2006
- Priority Documents filed on 08/31/2006
- Specification filed on 08/31/2006
- Claims filed on 08/31/2006
- Abstracts filed on 08/31/2006
- Drawings filed on 08/31/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath

or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130 Surcharge.**

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

WINSTON M ALVARADO

---

Telephone: (703) 308-9140 EXT 206

**PART 1 - ATTORNEY/APPLICANT COPY**

---

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/591,570	PCT/NL05/00160	207,802

FORM PCT/DO/EO/905 (371 Formalities Notice)